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15 Attorneys for Defendants Applied Underwriters, Inc.
16 and American Employers Group, Inc.

17 UNITED STATES DISTRICT COURT
18
19 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION
20

21 AMERICAN METAL & IRON, INC.,
22 et.al.,

23 Plaintiffs,

24 vs.

25 APPLIED UNDERWRITERS, INC., et.al.,

26 Defendants.
27
28

NO. 06-cv-05152-JW


**STIPULATION AND ORDER FOR
DISMISSAL OF ACTION**
(Federal Rules of Civil Procedure,
Rule 41)

29 **IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES** to this action
30 through their designated counsel that the above-captioned action be and is hereby dismissed
31 with prejudice, pursuant to Federal Rules of Civil Procedure, Rule 41(a)(1). Each party to bear
32 their own attorney's fees and costs.

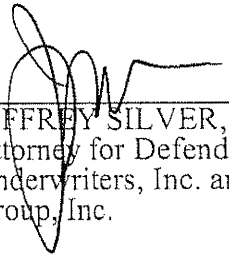
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1 Dated: December 19, 2007

MORGAN, FRANICH, FREDKIN & MARSH

2
3 By 
4 ELIZABETH M. PAPPY, ESQ.
5 Attorneys for Plaintiffs American Metal &
6 Iron, Inc. and Dimond Metal Recycling, Inc.

7 Dated: December 19, 2007

8 By 
9 JEFFREY SILVER, ESQ.
10 Attorney for Defendants Applied
11 Underwriters, Inc. and American Employers
12 Group, Inc.

13 ORDER

14 Pursuant to the Stipulation of counsel herein, the Court orders that this case shall be
15 dismissed with prejudice, pursuant to Federal Rules of Civil Procedure, Rule 41(a)(1). Each
16 party to bear their own attorney's fees and costs. The Clerk shall close this file.

17
18 Dated: December 20, 2007

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HONORABLE JAMES WARE